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Date 4/5/08

Signature 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

PALIARD

Serial No.: 09/894,845

Filing Date: June 27, 2001

Title: TOLERANCE AND CHRONIC HEPATITIS C  
VIRUS

Examiner: J. Angell

Group Art Unit: 1635

Confirmation No.: 3705

**RESPONSE TO SPECIES ELECTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Species Election Requirement mailed February 5, 2008, with a shortened statutory period of one month for response. Accordingly, a two-month extension of time in which to respond is requested and the requisite fee accompanies this response.

The Examiner required election of one of the following two species:

- (1) A nucleic acid that directs liver specific expression of an HCV immunogen that comprises a liver specific promoter that is an alpha-1 anti-trypsin promoter; and
- (2) A nucleic acid that directs liver specific expression of an HCV immunogen that comprises a liver specific enhancer that is an apolipoprotein E enhancer.

In response to the species election requirement, applicants select species (1).  
Claims 1-3, 6, 7, 10-12, 15-21, 41 and 43-46 read on this species.


It is to be understood that the election of species is for the purposes of preliminary search and examination only, and that upon allowance of a generic claim, applicants will be entitled to consideration of claims to the additional species.

Please direct all further written communications regarding this application to:

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Respectfully submitted,

Date: 4/15/08

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